IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

NOTICE OF MOTION NO. 2681 OF 2003

IN

SUIT NO. 2199 OF 1992

Anil H. Bhatia .....Plffs.
vs.
Smt. Tarabai H.Bhatia
and Ors. .....Defnds.

Mr. A.H. Shah for the plaintiffs.
Mr. S.P. Dubey for the defendants.

CORAM: S.U. KAMDAR, J.

DATE : 25th January,2006.

P.C. :.

1. Learned counsel appearing for defendant no. 2 and 2(a) who are the trustees of the trust give an undertaking to this court on behalf of the members that as soon as any flat premises falls vacant the

same will be handed over to the plaintiff immediately and further that they will not transfer any tenancy inrespect of the flat premises before the same is offered to the plaintiff herein. The said undertaking is given pursuant to the earlier orders passed by this court directing the trustees to explore the possibility and if premises is found vacant to hand over the same to the plaintiff herein who is handicapped. In the light of the aforesaid undertaking learned counsel for the plaintiff does not press for the motion. Motion disposed off accordingly. The said undertaking is accepted. No order as to costs.

sd/-

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